THE HONOURABLE SRI JUSTICE C.V. RAMULU

WRIT PETITION NO.25983 OF 2003

DATED: 11-7-2007

Between:

Eswaraiah and another.

.. Petitioners

and

Central Power Distribution Company of Andhra Pradesh Limited, Anantapur, rep. by the Asst. Divisional Engineer (Electrical) Operations/R/W/Atp.

.. Respondent

THE HONOURABLE SRI JUSTICE C.V. RAMULU

WRIT PETITION NO.25983 OF 2003

ORDER:

This writ petition is filed seeking a mandamus declaring the proceedings, dated 24.11.2003, in Lr.No.ADE/O/R/W/ATP/ F.D.No.4335 and Lr.No.ADE/O/R/W/ATP/ F.D.No.4337, issued by the respondent, as arbitrary and illegal.

It appears, power supply to the service connections – S.C.Nos.229 and 304 of Gandlaparthy Distribution was disconnected on the ground that one Naganna, father of the 1st petitioner and Kullaya Swamy, 2nd petitioner, indulged in pilferage of electricity and, thereafter, the impugned proceedings were issued intimating the value of energy pilfered by them and asking them to pay half of the said amount for restoration of the power supply and also informing the procedure to compound the offence.

There is no necessity of going into all the details.

While admitting the writ petition on 15.12.2003, this Court, in W.P.M.P.No.32830 of 2003, while suspending the impugned proceedings, directed the respondent to restore the power supply to S.C.Nos.229 and 304.

In view of the same, without expressing any opinion on merits, the respondent is directed to proceed with further action as contemplated under the impugned proceedings, after putting the petitioners on notice

and hearing them, and pass appropriate orders as per law. Till such time, power supply to the said service connections shall be continued.

With the above direction, the writ petition is disposed of. There shall be no order as to costs.

C.V. RAMULU, J

11th July, 2007.
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